

*UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS*

*CIVIL ACTION
NO.04-10994NMG*

*PARENTS OF DANIELLE
Plaintiffs,
v.*

*MASSACHUSETTS DEPARTMENT OF
EDUCATION, DAVID P. DRISCOLL, COMMISSIONER; And
SCHOOL COMMITTEE FOR THE TOWN OF SHARON: SAM LIAO, ANDREW
NEGENAZHL, DONALD GILLIGAN, JANE FURR, MITCH
BLAUSTEIN AND SUAZANNE PEYTON*

Defendants.

*AFFIDAVIT OF PLAINTIFF'S COUNSEL IN SUPPORT OF THEIR
MOTION TO EXTEND TIME TO FILE NOTICE OF APPEAL AND TO PERMIT FILING OF
NOTICE OF APPEAL, AND FOR LATE FILING OF REQUIRED FEE*

I, Alanna G. Cline, do state and depose as follows:

1. I am an adult, licensed to practice law in the Commonwealth of Massachusetts since 1974, and admitted to practice before this court. I represent the Parents of Danielle in this matter.
2. Based on information, I was engaged as successor counsel due to prior counsel experiencing personal family medical issues and family care responsibilities.
3. My timely activity in this case has been repeatedly compromised by the unpredictable but repeating need to provide personal care to my elderly, disabled mother (now 85 years old). Over recent months, I have again experienced personal responsibilities for her care, competing with my professional undertakings. I have been enabled to meet professional obligations due only to the gracious understanding of opposing counsel, clients, and

courts, alike; and must ask for such indulgence, again.

4. Although I have repeatedly arranged around-the-clock nursing care for my mother at her home, in mid-April, one nursing aide unexpectedly quit, and then, another shortened her schedule due to her own medical issues. So, it was again necessary that I directly care for my mother until restaffing, which is just being completed.
5. As a result, I was unable to consider the issue of appeal in a timely fashion with my clients, and was unable to proceed in such regard in a timely fashion.
6. These circumstances are non-dilatory to the Plaintiffs, themselves.

For the foregoing reasons, this court's indulgence is requested under R. 4(b)(4).

Signed under the pains and penalties of perjury this June 5, 2006.

/s/ Alanna G. Cline

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June 5, 2006